

COMPARED VERSION
NEW ORDINANCE TO CODE BOOKS

ORDINANCE NO. 260296

Amending Chapter 76, Code of Ordinances, "Vehicles for Hire," by repealing and replacing Section 76-266, "Prohibited acts," for the purpose of permitting pedicab operations in the area commonly known as the Country Club Plaza.

WHEREAS, pedicabs offer a convenient and sustainable means of short-range transportation; and

WHEREAS, increasing transportation means at the Country Club Plaza can help support economic development in the community; and

WHEREAS, the City Council wishes to promote safe, eco-friendly, and enjoyable transit options; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 76 of the Code of Ordinances, "Vehicles for Hire," is hereby amended by repealing Section 76-266, "Prohibited acts," and enacting in lieu thereof a new section of like number and subject matter to read as follows:

Sec. 76-266. Prohibited acts.

(a) No driver shall operate a pedicab in violation of state or local traffic regulations, or in any event without proper regard for the traffic, surface, and width of the street and the hazards at intersections and any other conditions then existing, nor in such a manner or condition as to endanger or to be likely to endanger the safety of passengers, pedestrians, vehicles or the persons and property of others.

(b) No driver shall threaten, abuse, insult, provoke, interfere with, impede or obstruct any other licensed driver, any passenger, prospective passenger or any other person in connection with operations under this division.

(c) No driver shall provide any payment to any doorman, bellhop, taxicab starter, bartender or any other person within the city in return for the referral of passengers.

(d) No driver shall refuse to obey or to comply with any lawful order or direction of any police officer, traffic-control officer, meter monitor or duly appointed inspector of the department, or use profane language or otherwise interfere with such officials while in the performance of their duties.

(e) No driver shall deceive any person as to destination, route, authorized taxicab rates, or fare.

(f) No driver shall overcharge any passenger for a fare.

(g) No driver shall take a circuitous route to a destination, or any route other than the most direct route, without the express consent of the passenger.

(h) No driver shall drop a passenger at a location other than the location requested.

(i) No driver shall refuse to convey an orderly passenger.

(j) No driver shall fail to provide a receipt upon request.

(k) No driver shall engage in, or permit the use of a pedicab for trafficking in alcoholic beverages or controlled substances.

(l) No driver shall be in possession of or consume any alcoholic beverage or controlled substance while on duty; consume any alcoholic beverage or controlled substance within four hours before beginning a shift or allow any person, while in or on any pedicab, to be in possession of any alcoholic beverage that is not commercially sealed.

(m) It is unlawful for any person or persons, while in or on any pedicab, to consume any alcoholic beverage as defined in section 10-1 of this Code, or to possess for the purpose of consumption any such alcoholic beverage, unless such beverage remains commercially sealed. Possession of any alcoholic beverage in an open container shall be prima facie evidence of having the beverage for the purpose of consumption.

(n) No driver shall allow more passengers to occupy the vehicle than is provided for by its normal seating capacity.

~~(o) No driver shall operate a pedicab in the area bound by W. 47th Street on the north, eastbound Ward Parkway on the south, J.C. Nichols Parkway on the east, and Roanoke Road on the west which is commonly known as the Country Club Plaza.~~

Section 2. That the City Manager is directed to evaluate the need for designated pedicab pick-up and drop-off locations in the Country Club Plaza. In completing this evaluation, the City Manager is directed to engage with the Plaza District Council, pedicab providers, and the Public Works Department.

Approved as to form:

Emalea Kohler
Associate City Attorney